

03-377 KOONS BUICK PONTIAC GMC v. NIGH

Ruling below: CA 4, 319 F.3d 119

QUESTION PRESENTED

Whether the \$1,000 statutory limit originally adopted in 1968 as a cap on Truth in Lending Act (TILA) recoveries under 15 U.S.C. § 1640(a)(2)(A)(i) has been rendered inapplicable to that subpart by subsequent amendments to Section 1640(a)(2)(A) -- though there is no evidence of any Congressional intent to effect such a change -- so that parties who suffer no actual damages may now recover far in excess of the previous \$1,000 cap.

CERT. GRANTED: 1/20/04